

AN ORDINANCE BY

COUNCILMEMBER CEASAR MITCELL

 02-0 -1786

AN ORDINANCE TO AMEND SECTION 10-1 TO CLARIFY THE MEANING OF SPORTS COLISEUM SO AS TO EXPRESSLY INCLUDE ANY AREA OR PATIO IMMEDIATELY ADJACENT TO THE LICENSED FACILITY AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has been granted the authority to regulate the sale of distilled spirits; and

WHEREAS, the Code of City Ordinances, when defining the term premises as it relates to the sale of distilled spirits by the drink, generally includes any area or patio immediately adjacent to the licensed facility; and

WHEREAS, the Code fails to adequately define Sports Coliseum, so as to clearly include any area or patio immediately adjacent to the facility.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1:

That the portion of section 10-1, which currently states:

Sports coliseum means premises operated exclusively for the purpose of providing major league sporting events of basketball, hockey or similar athletic or amusement events for attendance by the public and where such premises contain a minimum of 3,000 square feet.

is amended by deleting said section and substituting in lieu thereof the following:

Sports coliseum means premises operated exclusively for the purpose of providing major league sporting events of basketball, hockey or similar athletic or amusement events for attendance by the public and where such premises contain a minimum of 3,000 square feet. **Premises also include any area or patio immediately adjacent to the licensed sports coliseum and located on property owned or leased by such licensee. The area or patio need not be covered, but must be completely enclosed, except for entrances and exits, by a wall, fence, shrubbery or other decorative material no less than 30 inches in height. Such enclosure may be permanent or temporary.**

SECTION 2:

That all ordinances or parts or ordinances in conflict herewith are hereby repealed.